

1 BILL NO. Z-81-03- 17

2 ZONING MAP ORDINANCE NO. Z Lesh

3  
4 AN ORDINANCE amending the City of  
5 Fort Wayne Zoning Map No. R-19.

6 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF  
7 FORT WAYNE, INDIANA:

8 SECTION 1. That the area described as follows is here-  
9 by designated an R-3 District under the terms of Chapter 33,  
10 The Code of the City of Fort Wayne, Indiana of 1974; and the  
11 symbols of the City of Fort Wayne Zoning Map No. R-19, referred  
12 to therein, established by Section 33-11 of said Chapter are  
13 hereby changed accordingly, to-wit:

14 Lots Numbered One (1) and Two (2)  
15 in Edward H. Hoevel's First Addition  
16 to the City of Fort Wayne.

17 SECTION 2. That this Ordinance shall be effective upon  
18 passage, approval by the Mayor and legal publication thereof.

19  
20 Mark E. G. G. G.  
21 COUNCILMAN

22 APPROVED AS TO FORM AND  
23 LEGALITY MARCH 6, 1981.

24  
25 J. E. Hoffman  
26  
27  
28  
29  
30  
31  
32

Read the first time in full and on motion by Ken Jurek,  
seconded by B. Schuch, and duly adopted, read the second time  
by title and referred to the Committee Regulation (and the City  
Plan Commission for recommendation) and Public Hearing to be held after  
due legal notice, at the Council Chambers, City-County Building, Fort Wayne,  
Indiana, on \_\_\_\_\_, 19\_\_\_\_, the \_\_\_\_\_ day of  
\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

DATE: 3-10-81

Charles W. Westerman  
CHARLES W. WESTERMAN  
CITY CLERK

Read the third time in full and on motion by GiaQuinto,  
seconded by B. Schuch, and duly adopted, placed on its  
passage. ~~PASSED~~ (LOST) by the following vote:

|                    | <u>AYES</u> | <u>NAYS</u> | <u>ABSTAINED</u> | <u>ABSENT</u> | <u>TO-WIT:</u> |
|--------------------|-------------|-------------|------------------|---------------|----------------|
| <u>TOTAL VOTES</u> | <u>0</u>    | <u>9</u>    | _____            | _____         | _____          |
| <u>BURNS</u>       | _____       | <u>X</u>    | _____            | _____         | _____          |
| <u>EISBART</u>     | _____       | <u>X</u>    | _____            | _____         | _____          |
| <u>GIAQUINTA</u>   | _____       | <u>X</u>    | _____            | _____         | _____          |
| <u>NUCKOLS</u>     | _____       | <u>X</u>    | _____            | _____         | _____          |
| <u>SCHMIDT, D.</u> | _____       | <u>X</u>    | _____            | _____         | _____          |
| <u>SCHMIDT, V.</u> | _____       | <u>X</u>    | _____            | _____         | _____          |
| <u>SCHOMBURG</u>   | _____       | <u>X</u>    | _____            | _____         | _____          |
| <u>STIER</u>       | _____       | <u>X</u>    | _____            | _____         | _____          |
| <u>TALARICO</u>    | _____       | <u>X</u>    | _____            | _____         | _____          |

DATE: 7-14-81

Charles W. Westerman  
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,  
Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL)  
(APPROPRIATION) ORDINANCE (RESOLUTION) No. \_\_\_\_\_  
on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

ATTEST: (SEAL)

CHARLES W. WESTERMAN - CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on  
the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at the hour of  
\_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this \_\_\_\_\_ day of  
19\_\_\_\_, at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

WINFIELD C. MOSES, JR.  
MAYOR

BILL NO. Z-81-03-17

REPORT OF THE COMMITTEE ON REGULATIONS

WE, YOUR COMMITTEE ON Regulations TO WHOM WAS REFERRED AN  
ORDINANCE amending the City of Fort Wayne Zoning Map No. R-19

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT  
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE DO NOT PASS.

MARK E. GIAQUINTA, CHAIRMAN

SAMUEL J. TALARICO, VICE CHAIRMAN

VIVIAN G. SCHMIDT

JAMES S. STIER

DONALD J. SCHMIDT

*Mark E. Giaquinta*  
*Samuel J. Talarico*  
*Vivian G. Schmidt*  
*for Mr*  
*D Schmidt*

7-14-81 CONCURRED IN  
DATE \_\_\_\_\_ CHARLES W. WESTERMAN, CITY CLERK



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

city plan commission

24 June 1981

Members of the Common Council  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a copy of a resolution pertaining to one (1) zoning ordinance amendment acted upon by the City Plan Commission at their regular meeting held June 22, 1981. In addition to the reasons outlined in the resolution, the following are additional remarks pertaining to the ordinance involved.

1. Bill No. Z-81-03-17
2. From RA to R-3
3. Intended Use: Branch Bank for Indiana Bank
4. Plan Commission Recommendation:

This ordinance received a DO NOT PASS recommendation for the following reason:

- a. This rezoning would cause encroachment into a residential neighborhood - adequate land available in Casselwood Shopping Center for commercial development.

If there are any questions with regard to this ordinance, please feel free to call on us.

Respectfully submitted,

COMMUNITY DEVELOPMENT AND PLANNING

  
Gary F. Baeten  
Senior Planner

GFB:pb

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on March 10, 1981, referred a proposed a zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-81-03-17; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

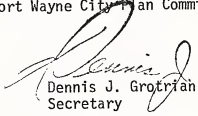
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on April 20, 1981;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO NOT PASS for the reasons that no need has been shown for the Land Use Plan to be amended, the amendment will not be in the best interest of and benefit to the area involved and of and to the City, and the amendment will be detrimental to and conflicts with the overall City Plan; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held June 22, 1981.

Certified and signed this  
24th day of June, 1981.

  
Dennis J. Grotzian  
Secretary

## RECEIPT

Date

2/18

1981

No.

15909

Received From

Address

Pittsburg, Gallman, Trust Trust Logan  
 Indiana Bank Bldg.

Dollars

\$50.00

For

Paying 5717 Hesser Cassel  
 & vacant lot

ACCOUNT

HOW PAID

AMT. OF  
ACCOUNT

50.00

CASH

AMT. PAID

50.00

CHECK

50.00

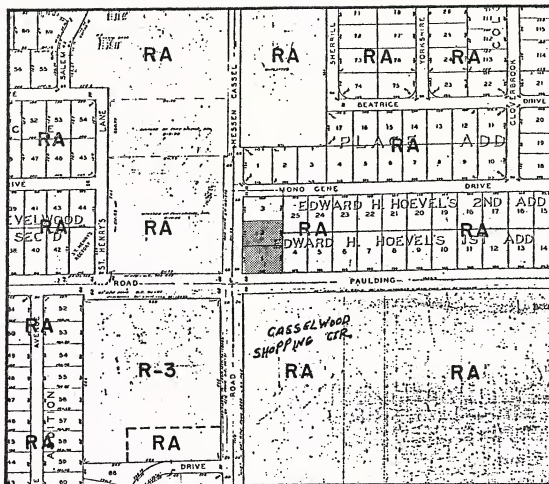
BALANCE  
DUE


—

MONEY  
ORDER

By

Kathy Schaffer



 ZONING RECLASSIFICATION FROM AN RA TO AN R-3 DISTRICT.

MAP NO.

R-19.

Z-81-03-17

BY G.R. LAX 2-18-81



PETITION FOR ZONING ORDINANCE AMENDMENT

RECEIPT NO. \_\_\_\_\_

DATE FILED \_\_\_\_\_

INTENDED USE \_\_\_\_\_

THIS IS TO BE FILED IN DUPLICATE

I/We MARVIN C. LOGAN and LUCILE M. LOGAN, husband and wife, and DONALD B. EMME  
(Applicant's Name or Names)

and ANNA M. EMME, husband and wife  
do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne  
Indiana, by reclassifying from a/an R-1 R-4 District to a/an R-3  
District the property described as follows:

Lots Numbered One (1) and Two (2) in Edward H. Hoevel's

First Addition to the City of Fort Wayne.

(Legal Description) If additional space is needed, use reverse side.

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one  
percentum (51%) or more of the property described in this petition.

✓ Marvin C. Logan

7205 Hanna ~~Street~~  
Fort Wayne, Indiana

✓ Marvin C. Logan

✓ Lucile M. Logan

7205 Hanna ~~Street~~  
Fort Wayne, Indiana

✓ Lucile M. Logan

(Name)

(Address)

(Signature)

(If additional space is needed, use reverse side.)

Legal Description checked by \_\_\_\_\_

NOTE FOLLOWING RULES

All requests for deferrals, continuances, withdrawals, or request that the ordinance be taken under advisement shall be filed in writing and be submitted to the City Plan Commission prior to the legal notice pertaining to the ordinance being sent to the newspaper for legal publication. If the request for deferral, continuance or request that ordinances be taken under advisement is received prior to the publication of the legal ad being published the head of the Plan Commission staff shall not put the matter on the agenda for the meeting at which it was to be considered. The Plan Commission staff will not accept request from petitioners for deferrals, continuances, withdrawals, or requests that an ordinance be taken under advisement, after the legal notice of said ordinance is forwarded to the newspaper for legal publication but shall schedule the matter for hearing before the City Plan Commission. (FILING FEE \$50.00)

Name and address of the preparer, attorney or agent.

ROTHBERG, GALLMEYER,  
FRUECHTENICHT & LOGAN

Mezzanine Floor, Indiana Bank Building

Fort Wayne, Indiana 46802 A.C. 219 422-9454

By:

(Name)

(Address & Zip Code)

(Telephone Number)

Thomas M. Gallmeyer

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning & Zoning  
and (CITY PLAN COMMISSION) / Room #830, City-County Building, One Main Street,  
Fort Wayne, IN 46802 (PHONE: 219/423-7571)

Applicants, Property owners and preparer shall be notified of the Public Hearing  
approximately ten (10) days prior to the meeting.



Legal Description of property to be rezoned.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Owners of Property

|                |   |                       |
|----------------|---|-----------------------|
| Donald B. Emme | 5717 Hessen Cassel<br>Fort Wayne, Indiana | <i>Donald B. Emme</i> |
| Anna M. Emme   | 5717 Hessen Cassel<br>Fort Wayne, Indiana | <i>Anna M. Emme</i>   |
| _____          | _____                                     | _____                 |
| _____          | _____                                     | _____                 |
| _____          | _____                                     | _____                 |
| (Name)         | (Address)                                 | (Signature)           |

NOTE: All checks are to be made payable to: CITY OF FORT WAYNE

This form is to be filed in duplicate.

## DIGEST SHEET

TITLE OF ORDINANCE Zoning Ordinance Amendment 3-81-03-17  
DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&P  
SYNOPSIS OF ORDINANCE Lots Numbered 1 & 2 in Edward H. Hoevel's First Addition.

EFFECT OF PASSAGE Property is now zoned - RA - Suburban Residential. Property  
would become R-3 - Multiple Family Residential (which also allows professional  
office uses with a variance from the BZA).

EFFECT OF NON-PASSAGE Property would remain RA - Suburban Residential.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) \_\_\_\_\_

(ASSIGN TO COMMITTEE (J.N.) \_\_\_\_\_